

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

MUKESHKUMAR B. PATEL,

Plaintiff,

v.

VITHALBHAI D. DHADUK, a/k/a

VITHAL D. DHADUK,

Defendant.

NO. 3:17-CV-02243

(JUDGE CAPUTO)

ORDER

NOW, this 5th day of September, 2019, **IT IS HEREBY ORDERED** that:

- (1) The Motion to Dismiss Defendant's Counterclaims (Doc. 29) is **GRANTED**.
- (2) Defendant's Counterclaims I, II, III, and IV are **DISMISSED with prejudice**.
- (3) Defendant's Counterclaim V for tortious interference is **DISMISSED without prejudice** to Defendant filing an amended answer with affirmative defenses and counterclaims within **twenty-one (21)** days from the entry of this Order to plead a plausible tortious interference claim.
- (4) Failure to timely file an amended answer with affirmative defenses and counterclaims will result in the dismissal of the tortious interference claim **with prejudice**.

/s/ A. Richard Caputo
A. Richard Caputo
United States District Judge